

CLOSED,STD

**U.S. District Court
DISTRICT OF ARIZONA (Tucson Division)
CIVIL DOCKET FOR CASE #: 4:04-cv-00281-CKJ**

Del Turco v. FAA
Assigned to: Judge Cindy K Jorgenson
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 05/28/2004
Date Terminated: 08/03/2005
Jury Demand: None
Nature of Suit: 895 Other Statutes:
Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**Jon R Del Turco**

represented by **Jerold A Cartin**
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V.

Defendant**Federal Aviation Administration**

represented by **Elizabeth Anne Wilson**
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TERMINATED: 10/06/2004
LEAD ATTORNEY
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Date Filed	#	Docket Text
05/28/2004	1	COMPLAINT FILED (PAB) (Entered: 06/01/2004)
06/03/2004	2	RETURN OF SERVICE EXECUTED summons/complaint upon dft FAA on 6/1/04 (PAB) (Entered: 06/04/2004)
07/21/2004	3	ANSWER to complaint [1-1] by dft FAA (KDT) (Entered: 07/22/2004)
07/23/2004	4	RETURN OF SERVICE of summons and complaint upon dft FAA (KDT) (Entered: 07/26/2004)
07/29/2004	5	ORDER by Judge Cindy K. Jorgenson ;It is ordered that a telephonic prel scheduling conf will be held on 9/22/04 at the hour of 10:00 AM bfr Judge Jorgenson's law clerk, Kevin Rudh. Pla cnsl shall initiate the status conference by calling the law clerk with both parties on the line. It is further ordered that cnsl shall file with the Court, on or bfr 9/17/04, a joint rpt reflecting the results of their

		meeting and outlining the discovery plan. No extensions will be granted. Willful failure to comply will result in impositions of sanctions (cc: all counsel) (KDT) (Entered: 07/29/2004)
08/31/2004	6	MOTION to continue Rule 16 Conference set for 9/22/04 by pla, dft [6-1] (KDT) (Entered: 09/01/2004)
09/01/2004	7	ORDER by Judge Cindy K. Jorgenson granting motion to continue Rule 16 Conference set for 9/22/04 by pla, dft [6-1] ; prel scheduling conf reset for 10/20/04; last day to meetr and confer regarding consent to magistrate judge, ADR referral, venue, jurisdiction, joinder, settlement, ect. 9/29/04; last day to file joint report outlining discovery plan 10/15/04; last day to file initial disclosures or state objection under Rule 26(a)(1) (cc: all counsel) (KDT) (Entered: 09/02/2004)
10/06/2004	8	ATTORNEY SUBSTITUTION: terminating attorney James E Mueller for FAA and substituting attorney Elizabeth Anne Wilson (KDT) (Entered: 10/07/2004)
10/18/2004	9	MOTION to extend all remaining deadlines by pla Jon R Del Turco [9-1] (ABU) (Entered: 10/19/2004)
10/19/2004	10	ORDER by Judge Cindy K. Jorgenson granting motion to extend all remaining deadlines by pla Jon R Del Turco [9-1] ; discovery ddl set for 11/5/04 ; telephonic status hearing set for 11/10/04; last day to complete initial disclosure or state objection under Rule 26(a)(1) 11/24/04 (cc: all counsel) (KDT) (Entered: 10/20/2004)
11/02/2004	11	Notice of Motion and MOTION for summary judgment by pla Jon R Del Turco [11-1] Hearing Requested (KDT) (Entered: 11/03/2004)
11/03/2004	12	RETURN OF SERVICE of Notice of Motion & Motion for Summary Judgment, Memorandum Of Points & Authorities and the accompanying Declaration of David H Call upon dft FAA (KDT) (Entered: 11/05/2004)
11/17/2004	13	ORDER by Judge Cindy K. Jorgenson that the parties shall submit a written report to the Court by 11/24/04 showing cause as to why they have not complied with the Court's orders & detailing when they will be prepared to comply with such orders so that a Rule 16 conference can be rescheduled. Failure to comply with this order may result in sanctions (cc: all counsel) re: order filed [13-1] (KDT) (Entered: 11/17/2004)
11/24/2004	14	Rule 16 Joint STATUS REPORT by pla Jon R Del Turco, dft FAA (KDT) (Entered: 11/29/2004)
11/24/2004	15	Joint STATUS REPORT by pla Jon R Del Turco, dft FAA regarding order to show cause (KDT) (Entered: 11/29/2004)
11/30/2004	16	ORDER by Judge Cindy K. Jorgenson ; that the Rule 16 Telephonic prel scheduling conf before Judge Jorgenson's Law Clerk is reset for 10:00 1/12/05. Plaintiff shall be responsible for initiating the phone call with both parties on the line (cc: all counsel) (KDT) (Entered: 11/30/2004)
01/05/2005	17	CROSS-MOTION to dismiss case by dft FAA [17-1] and RESPONSE to motion for summary judgment by pla Jon R Del Turco [11-1] [11-1] by dft FAA (KDT) (Entered: 01/06/2005)
01/14/2005	18	ORDER by Judge Cindy K. Jorgenson ; prel scheduling conf held. During the conference, both parties agreed that the Rule 16 Conference should be continued until after the Court rules on the pending dispositive motions in this case. As such, it is hereby ordered that the Rule 16 Conference is continued after the Court rules on the pending dispositive motions (cc: all counsel) (KDT) (Entered: 01/14/2005)
01/14/2005	19	REPLY by pla Jon R Del Turco to response to motion to dismiss case by dft FAA [17-1] (KDT) (Entered: 01/18/2005)
01/14/2005	19	MOTION for leave to amend complaint by pla Jon R Del Turco [19-1] (KDT) (Entered: 01/18/2005)
02/11/2005	20	NOTICE by dft FAA of Withdrawal of dft's motion to dismiss case as moot (KDT) (Entered: 02/14/2005)

02/11/2005	20	RESPONSE by dft FAA to motion for leave to amend complaint by pla Jon R Del Turco [19-1] (KDT) (Entered: 02/14/2005)
02/22/2005	21	ORDER by Judge Cindy K. Jorgenson granting motion for leave to amend complaint by pla Jon R Del Turco [19-1], pla shall file his amended complaint within 30 days of the filing date of this order; motion to dismiss case by dft FAA as moot has been withdrawn, and is therefore denied [17-1], denying with prejudice motion for summary judgment by pla Jon R Del Turco [11-1] (cc: all counsel) (KDT) (Entered: 02/22/2005)
03/07/2005	22	FIRST AMENDED COMPLAINT by pla Jon R Del Turco ; [1-1] ; (KDT) (Entered: 03/08/2005)
03/21/2005	23	ANSWER to complaint (amended) [22-1] by dft FAA (KDT) (Entered: 03/22/2005)
04/21/2005	24	MOTION for partial summary judgment re by pla Jon R Del Turco [24-1] (KDT) (Entered: 04/25/2005)
04/22/2005	25	MOTION for summary judgment by dft FAA [25-1] (KDT) (Entered: 04/25/2005)
04/22/2005	26	STATEMENT OF FACTS by dft FAA re motion for summary judgment by dft FAA [25-1] [25-1] (KDT) (Entered: 04/25/2005)
05/05/2005	27	MOTION to strike motion for partial summary judgment re by pla Jon R Del Turco [24-1] [24-1] by dft FAA [27-1] (KDT) (Entered: 05/09/2005)
05/13/2005	28	RESPONSE by pla Jon R Del Turco to motion to strike motion for partial summary judgment re by pla Jon R Del Turco [24-1] [24-1] by dft FAA [27-1] (KDT) (Entered: 05/16/2005)
05/20/2005	29	REPLY by dft FAA to response to motion to strike motion for partial summary judgment re by pla Jon R Del Turco [24-1] [24-1] by dft FAA [27-1] (KDT) (Entered: 05/23/2005)
05/24/2005	30	RESPONSE by pla Jon R Del Turco to motion for summary judgment by dft FAA [25-1] (JKM) (Entered: 05/26/2005)
05/24/2005	31	STATEMENT OF FACTS by pla Jon R Del Turco re response to motion [30-1] (JKM) (Entered: 05/26/2005)
06/08/2005	32	ORDER by Judge Cindy K. Jorgenson granting motion to strike motion for partial summary judgment re by pla Jon R Del Turco [24-1] [24-1] by dft FAA [27-1] ; striking motion for partial summary judgment re by pla Jon R Del Turco [24-1] Pla shall have lv to file a new Partial Motion for Summary Judgment which complies with the applicable rules of procedure within 30 days of the filing of this Order (cc: all counsel) (KDT) (Entered: 06/08/2005)
06/09/2005	33	REPLY by dft FAA to motion for summary judgment by dft FAA [25-1] [25-1] (KDT) (Entered: 06/13/2005)
07/05/2005	34	MOTION for Partial Summary Judgment. Oral Argument requested by Jon R Del Turco. (KDT,) (Entered: 07/06/2005)
07/05/2005	35	STATEMENT of Statement of Facts re 34 MOTION for Partial Summary Judgment by Plaintiff Jon R Del Turco. (KDT,) (Entered: 07/06/2005)
07/11/2005	<u>36</u>	ORDER granting 25 Motion for Summary Judgment; Dismissing Case with Prejudice; All Pending Motions Denied as Moot; Clerk of the Court Ordered to Close the File in this Matter. Signed by Judge Cindy K. Jorgenson on 7/11/05. (CKJ,) (Entered: 07/11/2005)
08/03/2005	<u>37</u>	JUDGMENT in favor of Federal Aviation, Defendant against Jon R Del Turco, Plaintiff. Signed by Judge Cindy K. Jorgenson on 7/27/05. (KDT,) (Entered: 08/03/2005)